OPIGNAL

OPEN MEETING MEMORANDUM



RECEIVED.

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TO:

THE COMMISSION

2000 JULY - 2 P 2: 28

FROM:

Utilities Division

AZ CORP COLMISSION DOCKET CONTON

DATE:

January 2, 2008

RE:

IN THE MATTER OF RULEMAKING TO AMEND EXISTING RULES AND/OR ESTABLISH NEW RULES REGARDING THE COMMISSION'S REQUIREMENTS FOR APPLICATIONS REQUESTING APPROVAL TO OBTAIN A NEW CERTIFICATE OF CONVENIENCE AND NECESSITY OR EXTEND AN EXISTING CERTIFICATE OF CONVENIENCE AND NECESSITY FOR WATER AND SEWER UTILITIES (DOCKET NOS. RW-00000B-07-0051

AND RSW-00000A-07-0051)

Pursuant to the vote of the Arizona Corporation Commission during the January 17, 2007 Open Meeting, the Hearing Division requested that a new docket be opened for a rulemaking proceeding regarding Arizona Administrate Code Rules R14-2-402 and R14-2-602 ("Rules"), the applications for new Certificates of Convenience and Necessity ("CC&N") and extensions of CC&Ns. The proposed changes to the Rules require that additional information be included in the applications generally relating to need, technical issues and financial matters.

On March 6, 2007, the Utilities Division distributed the proposed Rule changes requested by Commissioners to approximately 400 interested parties and invited written comments. Eleven parties docketed written responses. On April 25, 2007, a special Open Meeting was noticed regarding these dockets and on June 8, 2007, a meeting was held among interested parties, with Commissioners in attendance, to discuss the proposed Rule changes. Some of the written comments and comments from the meeting have been incorporated into the proposed Rule changes.

Staff recommends that the proposed changes to the Rules be forwarded to the Secretary of State for Notice of Proposed Rulemaking. Staff further recommends that the Hearing Division schedule a public comment proceeding on the proposed changes to the Rules no earlier than thirty days after publication in the Arizona Register, but as soon as practicable thereafter, in Phoenix and/or Tucson, Arizona.

Director

Utilities Division

Arizona Corporation Commission

DOCKETED

JAN 2 2008

EGJ:LAJ:lhm\RM

ORIGINATOR: Linda A. Jaress



1	BEFORE THE ARIZONA CORPORATION COMMISSION				
2 3 4 5	MIKE GLEASON Chairman WILLIAM A. MUNDELL Commissioner JEFF HATCH-MILLER Commissioner KRISTIN K. MAYES				
6 7	Commissioner GARY PIERCE Commissioner				
8 9 10 11 12 13 14 15 16 17	IN THE MATTER OF RULEMAKING TO AMEND EXISTING RULES AND/OR ESTABLISH NEW RULES REGARDING THE COMMISSIONS REQUIREMENTS FOR APPLICATIONS REQUESTING APPROVAL TO OBTAIN A NEW CERTIFICATE OF CONVENIENCE AND NECESSITY OR EXTEND AN EXISTING CERTIFICATE OF CONVENIENCE AND NECESSITY FOR WATER AND SEWER UTILITIES Open Meeting January 15 and 16, 2008 Phoenix, Arizona BY THE COMMISSION:				
19	FINDINGS OF FACT				
20	1. At the January 17, 2007 Open Meeting, the Commission requested that the Hearing				
21	Division open a new docket for a rulemaking proceeding regarding Arizona Administrate Code				
22	Rules R14-2-402 and R14-2-602 ("Rules"), the applications for new Certificates of Convenience				
23	and Necessity ("CC&N") and extensions of CC&Ns for water and sewer utilities.				
24	2. The proposed changes to the Rules require that additional information be included				
25	in the applications generally relating to need, technical issues and financial matters.				
26	3. On March 6, 2007, the Utilities Division distributed the proposed Rule changes				
27	requested by Commissioners to approximately 400 interested parties and invited written				
28	comments. Eleven parties docketed written responses.				

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4. On April 25, 2007, a special Open Meeting was noticed regarding these dockets and on June 8, 2007, a meeting was held among interested parties, with Commissioners in attendance, to discuss the proposed Rule changes.

- 5. Some of the written comments and comments from the meeting have been incorporated into the proposed Rule changes.
- 6. Staff has recommended that the proposed changes to the Rules be forwarded to the Secretary of State for Notice of Proposed Rulemaking.
- 7. Staff further recommends that the Hearing Division schedule a public comment proceeding on the proposed changes to the Rules no earlier than thirty days after publication in the Arizona Register, but as soon as practicable thereafter, in Phoenix and/or Tucson, Arizona.

CONCLUSIONS OF LAW

- 1. Pursuant to Article XV of the Arizona Constitution and A.R.S. Title 40 generally, the Commission has authority in this matter.
- 2. It is in the public interest to issue a Procedural Order in this matter as requested by Staff.

ORDER

	IT IS THEREFORE ORDERE	D that the	proposed	changes	to	the	Rules	be	forwarded	tc
he S	Secretary of State for Notice of Pro-	osed Rule	emaking.							

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Page 3

IT IS FURTHER ORDERED that the Hearing Division schedule a public comment proceeding on the proposed changes to the Rules no earlier than thirty days after publication in the Arizona Register, but as soon as practicable thereafter, in Phoenix and/or Tucson, Arizona.

IT IS FURTHER ORDERED that this Decision become effective immediately.

BY THE ORDER OF THE ARIZONA CORPORATION COMMISSION

CHAIRMAN

COMMISSIONER COMMISSIONER

> IN WITNESS WHEREOF, I DEAN S. MILLER, Interim Executive Director of the Arizona Corporation Commission, have hereunto, set my hand and caused the official seal of this Commission to be affixed at the Capitol, in the City of Phoenix, this day of , 2008

DEAN S. MILLER Interim Executive Director

DISSENT:

DISSENT:

EGJ:LAJ:lhm\RM

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4.4		
1	SERVICE LIST FOR: RULEMAKING DOCKET NOS. RW-00000B-07-0051 and RSW-00	0000 A 07 0051
2	DOCKET NOS. KW-00000B-07-0031 and KSW-00	3000A-07-0031
3	A. Petersen Water Company	Anway Manville L.L.C. Water Company
4	PO Box 1270	7400 N. Oracle Rd., Ste. 236
	Show Low, AZ 859021270	Tucson, AZ 85704
5		A 1 W W C
6	Abra Water Company, Inc. PO Box 515	Appaloosa Water Company PO Box 3150
7	Paulden, AZ 86334	Chino Valley, AZ 86323
/		
8	Adaman Mutual Water Company	Arivaca Townsite Cooperative Water
9	16251 W Glendale Ave Litchfield Park, AZ 85340	Company PO Box 398
	Elicinicid I aik, AZ 65340	Arivaca, AZ 85601
10	Aguila Water Services, Inc.	
11	PO Box 1086	Arizona Water Company
	Sun City, AZ 85372	PO Box 29006
12		Phoenix, AZ 85038-9006
10	Ajo Improvement Company	
13	PO Drawer 9	Arizona Windsong Realty, Inc.
14	Ajo, AZ 85321	PO Box 261
	Almina Water System Inc	Sanders, AZ 86512
15	Alpine Water System, Inc. PO Box 822	Arizona-American Water Company
16	Alpine, AZ 85920	19820 N. 7th St., Ste 201
16	Mpme, 122 03720	Phoenix, AZ 85024
17	American Realty and Mortgage Co., Inc.	
	dba Hacienda Acres Water System	Arroyo Water Company, Inc.
18	PO Box 232	HC 6, Box 1048 L
19	Wittman, AZ 85361	Payson, AZ 85541
		A 1 C 1 W 4 C
20	Antelope Lakes Water Company	Ash Creek Water Company PO Box 825
21	501 N Hwy 89 PO Box 350	Thatcher, AZ 85552
	Chino Valley, AZ 86323	Thatehel, AZ 63332
22	Cinno vanoy, 122 00323	Ash Fork Development Association, Inc.
23	Antelope Run Water Company	dba Ash Fork Water Service
23	301 N. Garden Ave	PO Box 293
24	Sierra Vista, AZ 85635	Ash Fork, AZ 86320
25	Antelope Water Company	AVM-2005, LLC
	35730 Antelope Dr	15051 N Kierland Blvd, Ste 200
26	Wellton, AZ 85356	Scottsdale, AZ 85254
27		

1	Avra Water Cooperative, Inc.	Berneil Water Company
	11821 W. Picture Rocks Rd.	PO Box 219
2	Tucson, AZ 85743	Tempe, AZ 85280-0219
3		
ر	Baca Float Water Company	Biasi Water Company, Inc.
4	PO Box 1536	PO Box 518
	Tubac, AZ 85646	Beaver Dam, AZ 86432
5		
	Bachmann Springs Utility Company	Bidegain Water Company
6	PO Box 9	PO Box 538
7	Tombstone, AZ 85638	Kearny, AZ 85237
	Balterra Sewer Corp.	Big Park Water Company
8	c/o Jay L. Shapiro	45 Castle Rock Rd., Ste. 4
9	3003 N. Central Ave., Ste. 2600	Sedona, AZ 86351
	Phoenix, AZ 85012	Scuolia, AZ 60331
10		Black Mountain Sewer Corporation
11	Beardsley Water Company, Inc	12725 W. Indian School Rd., Ste. D101
11	c/o First National Management, Inc.	Avondale, AZ 85392
12	PO Box 1020	
	Apache Junction, AZ 852171020	Bob B. Watkins
13		dba East Slope Water Company
	Beaver Dam Water Company, Inc.	301 N. Garden Ave
14	PO Box 550	Sierra Vista, AZ 85635
15	Littlefield, AZ 86432	
		Bonita Creek Land & Home Owners
16	Beaver Valley Water Company	Association
	PO Box 421	c/o Linda Kelley
17	Payson, AZ 85547	HC7 Box 271R
18		Payson, AZ 85541
10	Bella Vista Water Company, Inc.	
19	12725 W. Indian School Rd., Ste. D101	Boynton Canyon Enchantment Homeowners
- 1	Avondale, AZ 85323	Association
20		525 Boynton Canyon Rd.
21	Bellemont Water Company, Inc.	Sedona, AZ 86336
Z1	PO Box 31176	
22	Flagstaff, AZ 86003	Bradshaw Water Company, Inc.
	D ID IIIVIVI IIC	PO Box 12758
23	Bensch Ranch Utilities, LLC	Prescott Valley, AZ 86304
24	6825 E. Tennessee Ave., Ste 547	Decele Weter LLC
24	Denver, CO 80224	Brooke Water LLC PO Box 82218
25	Dormyda Water Company	
-	Bermuda Water Company 2335 Sanders Rd.	Bakersfield, CA 93380
26	Northbrook, IL 60062	Caballaras Water Company Inc
	1101thto100K, 11.5 00002	Caballeros Water Company, Inc. 1551 S. Vulture Mine Rd
27		Wickenburg, AZ 85390
28		Wickellouig, AL 03370
20		
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1	Cactus-Stellar Limited	Cibola Mutual Water Company
	12625 W. Cactus Ridge	RR2, Box 77
2	HCR #2 Box 469	Cibola, AZ 85328
	Tucson, AZ 85735	
3	1 405011, 1123 03 7 3 3	Cienega Water Company, Inc.
	Camp Verde Water System	PO Box 3518
4	PO Box 340	Parker, AZ 85344
5	II .	Parker, AZ 03344
ر	Camp Verde, AZ 86322	Circle Cite Weter Company I I C
6		Circle City Water Company, L.L.C.
Ĭ	Carter's Water Company	PO Box 82218
7	1157 East Sunset Dr	Bakersfield, CA 93380
	Casa Grande, AZ 85222	
8		Citrus Park Water Co., Inc.
	Casa Grande South Water Company	9361 Citrus Circle SE
9	117 E. Second St.	Tacna, AZ 85352
	Casa Grande, AZ 85222	
10		Clear Springs Utility Company, Inc.
11	Casa Grande West Water Co., Inc.	PO Box 85160
11	117 E Second St.	Tucson, AZ 85754
12	Casa Grande, AZ 85222	
12		Clearwater Utilities Company, Inc.
13	Cayetano, Inc.	20441 W. Cheyenne
Ĩ.	dba Lakewood Water Company	Buckeye, AZ 85326
14	PO Box 733	Duckeye, AZ 03320
	Amado, AZ 85645	Cloud Nine Water Company Inc.
15	Amado, Az 65045	
		96 Bel Aire Pl., Ste 140 Siorra Vista, A.7.85635
16	C-D Oasis Water Company	Sierra Vista, AZ 85635
177	1665 10th St.	
17	Douglas, AZ 85607	Coldwater Canyon Water Company
18		PO Box 637
10	Cerbat Water Company	Black Canyon City, AZ 85324
19	2409 Ricca Dr	
- Î	Kingman, AZ 86401	Community Water Company of Green Valley
20		1501 S. La Canada Dr.
	Chaparral City Water Company	Green Valley, AZ 85614
21	Attn: Accounts Payable - G. O.	
22	630 E. Foothills Blvd.	Cordes Lakes Water Company
22	San Dimas, CA 91773	PO Box 219
23		Tempe, AZ 85280
دے	Chaparral Water Company	
24	2601 W. Dunlap, Ste 10	Coronado Utilities, Inc.
~ ·	Phoenix, AZ 85021	6825 E. Tennessee Ave., Ste. 547
25	1 Hoema, 122 00021	Denver, CO 80224
	Chino Meadows II Water Company	Denver, CO 60224
26	PO Box 350	CP Water Company
	1	c/o Global Water
27	Chino Valley, AZ 86323	
~~		21410 N. 19th Ave., Ste. 201
28		Phoenix, AZ 85027
		Decision No.

1	Cross Creek Ranch Water Company	Doney Park Water
1	c/o HOAMCO	5290 E. Northgate Loop
2	6586 Hwy 179, Ste., C-1	Flagstaff, AZ 86004
	Sedona, AZ 86351	
3		Double R Water Distributors Inc.
٠, ١	Crown King Water Company, Inc.	1515 N Lake Havasu Ave., Ste 100
4	6428 W. Garden Dr.	Lake Havasu City, AZ 86404
5	Glendale, AZ 85304	Ediko Havasa Olty, 1123 00404
ا ر	Cicidale, AZ 65504	Dragoon Water Company
6	Dairyland Water Co-Op	7459 E. Almeria Rd.
	16707 E. Happy Rd.	Scottsdale, AZ 85257
7 -	Queen Creek, AZ 85242	Scottsdale, AZ 63237
	Queen Creek, AZ 83242	DS Water Company
8	Dateland Public Service	PO Box 786
9	PO Box 3011	Desert Springs, AZ 86432
	Dateland, AZ 85333	Desert Springs, AZ 80432
10	Datefalld, AZ 63333	Eagletail Water Company, L.C.
	Dateland Water, LLC	PO Box 576
11		
	3412 W 2nd Street	Tonopah, AZ 85354
12	Anacortes, WA 98221	Edon Water Company, Inc
13	Dalla Water Company	Eden Water Company, Inc.
13	Dells Water Company	9488 E. Hot Springs Rd.
14	PO Box 870	Eden, AZ 85535
	Clarkdale, AZ 86324	Element and Terminary and A and disting
15	D (M) C	Ehrenberg Improvement Association
	Desert Valencia Water System	dba Ehrenberg Water Co.
16	PO Box 1605	PO Box 50
17	Idyllwild, CA 92549	Ehrenberg, AZ 85334
1/		
18	Diablo Village Water Company	El Prado Water Company, Inc.
	c/o Thim Utility Company	PO Box 5450
19	PO Box 13145	Yuma, AZ 85366
	Tucson, AZ 85732	
20		Elfrida Domestic Water Users Association
2.1	Diamond Valley Water Users Corporation	PO Box 356
21	PO Box 13070	Elfreda, AZ 85610
22	Prescott, AZ 86304-3070	
		Empirita Water Company, L.L.C.
23	Diversified Water Utilities, Inc.	2090 N. Kolb Rd., Ste. 120
	4700 E. Thomas Rd., Ste. 203	Tucson, AZ 85715
24	Phoenix, AZ 850187703	
25		Entrada Del Oro Sewer Company
25	Donald & Steven McAdams	11811 N. Tatum Blvd., Ste. 1060
26	dba McAdams Water Company	Phoenix, AZ 85028
	10434 230th St.	
27 .	Delta, IA 52550	
28		

1	F. Wayne Thompson	Francisco Grande Utility Company
	and Dorothy Thompson	26000 Gila Bend Highway
2	dba West Village Water Company	Casa Grande, AZ 85222
	c/o Allen Ginsberg	
3	1120 W. University Ave., Ste. 200	Gadsden Water Company, Inc
,	Flagstaff, AZ 86001	PO Box 519
4		Somerton, AZ 85350
5	Far West Water & Sewer, Inc.	
	13157 E. 44th St.	Global Water - Palo Verde Utilities Company
6	Yuma, AZ 85367	21410 N. 19th Ave., Ste. 201
_		Phoenix, AZ 85027
7	Farmers Water Company	
- 8	PO Box 7	Global Water - Santa Cruz
	Sahuarita, AZ 85629	21410 N. 19th Ave., Ste. 201
9		Phoenix, AZ 85027
	Fisher's Landing Water and Sewer Works,	
10	LLC	Gold Canyon Sewer Company
1.1	PO Box 72188	12725 W. Indian School Rd., Ste. D101
11	Yuma, AZ 85365	Avondale, AZ 85323
12		
	Flagstaff Ranch Water Company, Inc	Golden Corridor Water Company
13	PO Box 10775	c/o Arizona Water Co.
	Phoenix, AZ 85064	PO Box 29006
14		Phoenix, AZ 850389006
15	Fools Hollow Water Company	
13	PO Box 484	Golden Shores Water Co., Inc.
16	Show Low, AZ 85902	PO Box 37
		Topock, AZ 86436
17	Forest Highlands Water Company	
18	657 Forest Highlands	Goodman Water Company
10	Flagstaff, AZ 86001	6340 N. Campbell, Ste. 278
19		Tucson, AZ 85718
	Forrest G. & Alice W. Wilkerson	
20	dba Verde Lee Water Company	Graham County Utilities Inc - Water
0.1	PO Box 984	PO Drawer B
21	Clifton, AZ 85533	Pima, AZ 85543
22		
	Fort Mohave Tribal Utilities Authority	Grand Canyon Caverns and Inn, LLC
23	8490 S. Highway 95	PO Box 180
	PO Box 5559	Peach Springs, AZ 86434
24	Mohave Valley, AZ 86440	
25		Grandview Water Company, Inc.
25	Francesca Water Company, Inc.	11632 S. 194th Dr.
26	PO Box 17991	Buckeye, AZ 85326
~~	Tucson, AZ 85731	
27		Granite Dells Water Company
		3025 N. Hwy 89
28		Prescott, AZ 86301

oe.	

1	Granite Mountain Water Company Inc.	Heart Cab Co., Inc.
	2465 Shane Dr.	dba Sulger Water Company #2.
2	Prescott, AZ 86305	PO Box 580
_		Sierra Vista, AZ 85636
3	Granite Oaks Water Users Association	
4	PO Box 4947	High Country Pines Water Company, Inc.
	Chino Valley, AZ 86323	5555 N. 7th St., Ste. 134, PMB 342
5.		Phoenix, AZ 85014
	Great Prairie Oasis	
6	Sunland Water Company	Hillcrest Water Company
7	PO Box 10450	915 E. Bethany Home Rd.
/,	Casa Grande, AZ 85230	Phoenix, AZ 85014
8		
Ŭ	Green Acres Water Company	Holiday Enterprises Incorporated
9	PO Box 4995	dba Holiday Water Company
	Yuma, AZ 85366	PO Box 309
10		Tombstone, AZ 85638
11	Greenehaven Sewer Company, Inc.	
11	PO Box 5122	Hopeville Water Company, Inc.
12	Page, AZ 86040	1415 S. Palo Verde Rd., Rt. 2
- T		Buckeye, AZ 85326
13	Greenehaven Water Company Inc.	
	PO Box 5122	Humboldt Water Systems, Inc.
14	Page, AZ 86040	PO Box 10593
15		Sedona, AZ 86339
1.5	Groom Creek Water Users Association	
16	4209 S. Adeline Dr.	ICR Water Users Association
	Prescott, AZ 86303	PO Box 5669
17		Chino Valley, AZ 86323
1.0	H2O, Inc.	
18	41502 N. Schnepf Rd.	Indiada Water Company, Inc.
19	Queen Creek, AZ 85242	301 N. Garden Ave
12,		Sierra Vista, AZ 85635
20	Halcyon Acres Annex #2 Water Co. Inc.	
7	8715 E. 20th St.	J. D. Campbell
21	Tucson, AZ 85710	dba West End Water Company
22		9098 W. Pinnacle Peak Road
22	Halcyon Acres Water Users Association	Peoria, AZ 85383
23	PO Box 18448	
23	Tucson, AZ 85731	Jackson Spring Estates Home and Property
24		Owners Association
	Hassayampa Utilities Company, Inc.	4439 E. Hobart
25	21410 N. 19th Ave., Ste. 201	Mesa, AZ 85205
26	Phoenix, AZ 85028	新。18.100.00000000000000000000000000000000
26		Janice E. Worden and Lawrence A. Worden
27	Hatch Valley Water Company	dba Worden Water Company
	PO Box 271	15150 W. Ajo, Ste. 568
28	Peach Springs, AZ 86434	Tucson, AZ 85735
		Decision No.
		ovitation in the first transfer of the first

1	Jaren Associates #1	La Casita Water Company Inc.
	dba James P. Water Company	PO Box 13208
2	4455 E. Camelback Rd., Ste. 215-A	Tucson, AZ 85732
3	Phoenix, AZ 85018	
3		Lago Del Oro Water Company
4	Johnson Utilities L.L.C.	9532 E. Riggs Rd.
	dba Johnson Utilities Company	Sun Lakes, AZ 85248
5	5230 E. Shea Blvd., Ste. 200	
	Scottsdale, AZ 85254	Lagoon Estates Water Company
6		2600 N. 44th St., Ste. 203
7	Joshua Valley Utility Company	Phoenix, AZ 85008
. /.	PO Box 80070	
8	Phoenix, AZ 85060	Lake Pleasant Sewer Company
		2390 E. Camelback Rd., Ste. 310
9	Kacy J. Parker	Phoenix, AZ 85016
	dba Jake's Corner Water System	
10	HC6 Box 1048 H	Lake Pleasant Water Company
11	Payson, AZ 85541	2390 E. Camelback Rd., Ste. 310
		Phoenix, AZ 85016
12	Kacy Parker	
	dba Arroyo Water Co.	Lake Verde Water Company
13	HC6 Box 1048 L	PO Box 2777
14	Payson, AZ 85541	Camp Verde, AZ 86322
1-4		T. O
15	Katherine Resort Water Company	Las Quintas Serenas Water Company
	6126 Chrismark Ave.	PO Box 68
16	San Diego, CA 92120	Sahuarita, AZ 85629
17	Waster Davidson out Company	Lazy C Water Service
1/	Keaton Development Company PO Box 905	PO Box 1
18	Salome, AZ 85348	Tucson, AZ 85702
	Salome, AZ 83348	1 405011, 1125 05 7 02
19	Kohl's Ranch Water Company	Litchfield Park Service Company
20	2111 E. Highland Ave., Ste 200	12725 W. Indian School Rd., Ste. D101
20	Phoenix, AZ 85016	Avondale, AZ 85323
21	Thounx, The door o	
.*	Kraus Investment LC	Litchfield Park Service Company - Sewer
22	dba Shangri-La Ranch	12725 W. Indian School Rd., Ste. D101
22	44444 N. Shangri La Lane	Avondale, AZ 85323
23	New River, AZ 85087	
24		Little Park Water Company
-	Kyllo Development Corporation	45 Castle Rock Rd #4
25	dba Bradshaw Mountain View Water Co	Sedona, AZ 86351
	PO Box 10593	
26	Sedona, AZ 86339	Livco Sewer Company
27		PO Box 659
27		Concho, AZ 85924
28		

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1	Livco Water Company	Michael W. Schultz & Pamela J. Schultz
	PO Box 659	dba Rincon Creek Water Company
2	Concho, AZ 85924	14545 E Rincon Creek Ranch Rd
_		Tucson, AZ 85747
3	Loma Estates Water Co.	
4	11620 Bella Sierra Trl	Michaels Ranch Water Users' Association
4	Prescott, AZ 86305	1 Michaels Ranch Rd
5	11000010, 112 003 00	Sedona, AZ 86336
	Loma Linda Estates, Inc.	
6	dba Loma Linda Water Company	Mirabell Water Company, Inc.
	PO Box 967	1037 S. Alvernon, Ste. 250
7	Thatcher, AZ 85552	Tucson, AZ 85711
		140001, 112,00711
8	Lord Arizona Water Systems Inc.	Mobile Water Company
9	2961 E. Cooley	Attn: Mr. Garth Wieger
1	Show Low, AZ 85901	6720 N Scottsdale Rd, Ste 335
10	Bhow Low, 112 05501	Scottsdale, AZ 85253
	Los Cerros Water Co., Inc.	500ttsdaio, 112 03233
11	4003 N. Flowing Wells Road	Mohawk Utility Company
10	Tucson, AZ 85705	36140 Antelope Dr.
12	1 deson, 742 03703	Wellton, AZ 85356
13	Lucky Hills Water Company	Wonton, 142 03330
	PO Box 309	Monte Vista Water Co., L.L.C.
14	Tombstone, AZ 85638	4762 N. Rustler Place
	Tomostone, AZ 85058	Douglas, AZ 85607
15	Lyn Lee Water	Douglas, AZ 65007
1.0	2321 W. Catalpa	Montezuma Rimrock Water Company, LLC
16	Tucson, AZ 85741	PO Box 10
17	1 ucson, A2 03/41	Rimrock, AZ 86335
	Martinez Lake Sewer Company	Rimiock, AZ 60333
18	10430 N. Martinez Lake Rd.	Morenci Water and Electric Company
	Yuma, AZ 85365	PO Box 68
19	Tuma, AZ 65505	Morenci, AZ 85540
20	Meadow Water Company	Wildichel, 112 03340
20	PO Box 3937	Mormon Lake Water Co.
21	Prescott, AZ 86302	PO Box 29041
	11 rescott, AZ 80302	Phoenix, AZ 85038
22	Mescal Lakes Water Systems Inc.	1 Hoelin, 142 65050
	PO Box 85160	Morristown Water Company
23	Tucson, AZ 85754	PO Box 156
24	1 40501, 712 63734	Morristown, AZ 85342
2 4	MHC Operating Limited Partnership	Wolfistown, 142 033 12
25	dba The Sedona Venture Wastewater	Mount Tipton Water Co., Inc.
	Treatment Plant	PO Box 38
26	c/o Manufactured Home Communities, Inc.	Dolan Springs, AZ 86441
	2 N. Riverside Plaza, Ste 800	Dolan optings, AZ 00771
27	Chicago, IL 60606	
20	Cincago, IL 00000	
28		

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1	Mountain Dell Water, Inc.	Oak Creek Water Co., No 1
	1341 W. Palmer Ave.	90 Oak Creek Blvd
2	Flagstaff, AZ 86001	Sedona, AZ 86336
3	Mountain Glen Water Service	Oatman Water Company, L.L.C.
4	PO Box 897	9184 N. 81st Street
7	Clay Springs, AZ 85923	Scottsdale, AZ 85258
5		
	Mountain Pass Utility Company	Orange Grove Water Company
6	9532 E. Riggs Rd	PO Box 889
7	Sun Lakes, AZ 85248	Yuma, AZ 85366
- '		
8	MWC, Inc.	Park Valley Water Company, Inc.
_	PO Box 12776	PO Box 487
9	Ft. Huachuca, AZ 85670	Show Low, AZ 85902
10		Deals Water Commence Inc
	Naco Water Company, L.L.C.	Park Water Company, Inc. PO Box 16173
11	PO Box 85160	Phoenix, AZ 85011
10	Tucson, AZ 85754	Filoellix, AZ 65011
12	Narvol D. Bales	Parker Lakeview Estates Homeowners
13	dba Sunizona Water Company	Association Inc.
1.0	5416 E. Hwy 181	dba Parker Springs Water Company
14	Pearce, AZ 85625	HC 2, Box 193
	1 04100, 112 03023	Patagonia, AZ 85624
15	Navajo Water Co., Inc.	
16	PO Box 82218	Payson Water Co., Inc.
10	Bakersfield, CA 93380	PO Box 82218
17		Bakersfield, CA 93380
	New River Utilities Company	
18	7839 W Deer Valley Rd	Peeples Valley Water Company
19	Peoria, AZ 85382	15811 N. 9th Ave.
		Phoenix, AZ 85023
20	North Mohave Valley Corporation	
2.1	PO Box 22495	Peter O'Crotty
21	Bullhead City, AZ 86439-2495	dba Despoblado Water Company
22		8815 N Verch Way
	Northern Sunrise Water Company	Tucson, AZ 85737
23	12725 W. Indian School Rd., Ste. D-101	D'1 - D - 1- W/-4 C
	Avondale, AZ 85323	Picacho Peak Water Company
24	0.1.C1-D.11-C IIC	28784 Stonehenge Dr.
25	Oak Creek Public Service, LLC	Chesterfield, MI 48047
23	PO Box 103	Diagoha Cayyar Campany
26	Cornville, AZ 86325	Picacho Sewer Company 9532 E. Riggs Rd
	Oak Creek Utility Corporation	Sun Lakes, AZ 85248
27	Oak Creek Utility Corporation PO Box 48	Jun Lancs, AZ 03240
28	Cave Creek, AZ 85327	
20	Cave Clock, 112 00021	

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1	Picacho Water Company 9532 E. Riggs Rd.	Q Mountain Mobile Home Park PO Box 4930
2	Sun Lakes, AZ 85248	Quartzsite, AZ 85359
3	Picacho Water Improvement	Q Mountain Water Inc.
4	PO Box 44	12486 S. Foothills Blvd.
	Picacho, AZ 85421	Yuma, AZ 85367
5		
	Pima Utility Company (Sewer)	Quail Creek Water Company
6	9532 E. Riggs Rd.	9532 E. Riggs Rd.
7	Sun Lakes, AZ 85248	Sun Lakes, AZ 85248
8	Pima Utility Company (Water)	Queen Creek Water Company
J	9532 E. Riggs Rd.	22713 S. Ellsworth Rd., Bldg. A
9	Sun Lakes, AZ 85248-7411	Queen Creek, AZ 85242
		2
10	Pine Meadows Utilities, LLC	Rainbow Parks, Inc.
11	6825 E Tennesse Ave., Ste 547	dba Escapees at North Ranch
11	Denver, CO 80224	100 Rainbow Dr.
12		Livingston, TX 77351
	Pine Valley Water Company	
13	480 Raintree Rd	Rancheros Bonitos Water Co., L.L.C.
	Sedona, AZ 86351	14550 S. Avenue 4E
14		Yuma, AZ 85365
15	Pine Water Co., Inc.	
13	c/o Brooke Utilities, Inc.	Rancho Del Conejo Community Water Co-
16	PO Box 82218	Op, Inc.
	Bakersfield, CA 93380	13130 W. Rudasill Rd
17		Tucson, AZ 85743
	Pinecrest Water Company	
18	PO Box 97	Rancho Sahuarita Water Company L.L.C.
19	Nutrioso, AZ 85932	4549 E. Fort Lowell Rd.
17		Tucson, AZ 85712
20	Pineview Water Co	
	5198 Cub Lake Rd.	Ray Water Company
21	Show Low, AZ 85901	414 N. Court
20		Tucson, AZ 85701
22	Ponderosa Utility Corporation	
23	3A Osage St	Red Rock Utilities, LLC
23	Flagstaff, AZ 86001	PO Box 70108
24		Tucson, AZ 85737
	Pueblo Del Sol Water Company	
25	4226 Avenida Cochise, Ste 13	Ridgeview Utility Company
2	Sierra Vista, AZ 85635	9532 E. Riggs Rd
26		Sun Lakes, AZ 85248
27	Puesta Del Sol Water Company	
	2732 W. Glendale Ave.	
28	Phoenix, AZ 85051	

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1	Rigby Water Company PO Box 1020	Sandario Water Company PO Box 85160
2	Apache Junction, AZ 85217-1020	Tucson, AZ 85754
3	Rillito Water Users Association	Santa Rosa Utility Company
4	PO Box 668	9532 E. Riggs Rd
5	Rillito, AZ 85654	Sun Lakes, AZ 85249
	Rincon Ranch Estates Water Company	Santa Rosa Water Company
6	3750 South Old Spanish Trail	9532 E. Riggs Rd
7	Tucson, AZ 85730	Sun Lakes, AZ 85248
8	Rincon Water Company	Seven Canyons Water Company
	HC #70 Box 3601	15333 N. Pima Rd., Ste. 305
9	Sahuarita, AZ 85629	Scottsdale, AZ 85260
10	Rio Rico Utilities Inc.	Seven Canyons Water Treatment Company
11	12725 W. Indian School Rd., Ste. D101	15333 N. Pima Rd., Ste. 305
	Avondale, AZ 85392	Scottsdale, AZ 85260
12	Rio Verde Utilities	Shepard Water Company
13	25609 Danny Lane, Ste 1	10430 N. Martinez Lake Rd.
	Rio Verde, AZ 85263	Yuma, AZ 85365
14		
15	Roosevelt Lake Resort, Inc.	Sitgreaves Water Company
4	HCO 2, Box 901	2961 E. Cooley Show Low, AZ 85901
16	Roosevelt, AZ 85545	Show Low, AZ 83501
17	Rose Valley Water Company	Sleepy Hollow Mobile Home Estates
18	Gary Brasher	6001 S. Palo Verde
10	PO Box 1444	Tucson, AZ 85706
19	Green Valley, AZ 85622	Sonoita Valley Water Company
20	Sabrosa Water Company	2102 N. Forbes, Ste. 107
20	c/o Town of Cave Creek	Tucson, AZ 85745
21	One Arizona Center	
22	400 E. Van Buren St., Ste. 800	South Rainbow Valley Water Coop.
22	Phoenix, AZ 85004	27205 S. 170th Ave.
23		Buckeye, AZ 85326
	Saddlebrooke Utility Company	
24	9532 E. Riggs Rd.	Southern Sunrise Water Company
25	Sun Lakes, AZ 85248	12725 W. Indian School Rd., Ste. D101 Avondale, AZ 85323
	Saguaro Water Company	
26	4572 E. Camp Lowell Dr.	Southland Sanitation, Co.
27	Tucson, AZ 85712	2730 E. Broadway, Ste 135
		Tucson, AZ 85716
28		

1	Southland Utilities Company, Inc. 2730 E. Broadway, Ste 135	Sunrise Utilities, L.L.C. PO Box 3630
2	Tucson, AZ 85716	Mesquite, NV 89024
3	Spanish Trail Water Co.	Sunrise Vistas Utilities Company
4	2200 E. River Rd., Ste 115	PO Box 8555
5	Tucson, AZ 85718	Ft. Mohave, AZ 86427
	Spring Branch Water Company, Inc.	Sunrise Water Company
6 .	1223 S. Clearview Ave., Ste. 103	9098 W. Pinnacle Peak Rd.
7 .	Mesa, AZ 85209	Peoria, AZ 85383
8	St. David Springs, L.L.C.	Sweetwater Creek Utilities, Inc.
9	1600 N. Kolb Rd., Ste. 118 Tucson, AZ 85715	6825 E. Tennessee Ave, Ste 547
	Tucson, AZ 63713	Denver, CO 80224
10	Starlight Water Company, Inc.	Tacna Water Company
11	PO Box 1842	2993 S. Arizona Ave
12	Wenatchee, WA 98807	Yuma, AZ 85365
12	Sterling Water Company	Tall Pine Estates Water & Improvements
13	2925 N. Manor Dr. E.	Association, Inc.
14	Phoenix, AZ 85014	HC 31 Box 25
14		Mormon Lake, AZ 86038
15	Stoneman Lake Water Company, Inc.	
1.0	7250 E. Gray St. Mesa, AZ 85207	The Burlington Northern and Santa Fe
16	Ivicsa, AZ 63207	Railway Company dba Aubrey Water Company
17	Strawberry Water Co., Inc.	PO Box 961050
	PO Box 82218	Ft. Worth, TX 76161
18	Bakersfield, CA 93380	
19		The Links at Coyote Wash Utilities, LLC
	Strawberry Water Company	6825 E. Tennessee Ave., Ste. 547
20	203A W. Airport Rd	Denver, CO 80224
21	Payson, AZ 85541	Thim I Itility Co
	Sue Juan Water Company	Thim Utility Co. PO Box 13145
22	10570 S. Nogales Hwy	Tucson, AZ 85732
23	Tucson, AZ 85706	
23		Thim Water Corporation
24	Sun Leisure Estates Utilities Company, Inc.	PO Box 13145
25	c/o Crites & Associates	Tucson, AZ 85732
25	PO Box 5681	
26	Yuma, AZ 85366	Tierra Buena Water Company
	Sun Valley Farms-Unit VI Water Company	12540 W. Bethany Home
27	3698 E. Hash Knife Draw Rd	Litchfield Park, AZ 85340
28	Queen Creek, AZ 85242	레이팅하면 얼마나 되고 나를 하나는

1	Tierra Linda Homeowners Association, Inc.	Tusayan Water Development Assoc., Inc.
2	6262 N. Swan Rd, Ste. 125 Tucson, AZ 85718	c/o Quality Inn PO Box 520
3		Grand Canyon, AZ 86023
	Tierra Mesa Estates Water Company, Inc.	Twin Hawles Hillier Inc
4	PO Box 4893 Yuma, AZ 85366	Twin Hawks Utility, Inc. PO Box 70022
5	Tulia, AZ 65500	Tucson, AZ 85737
	Timber Knoll Homeowners Association, Inc.	
. 6	dba T.K. Water Service	Utility Source, L.L.C.
7	PO Box 200	721 E. San Pedro Gilbert, AZ 85234
8	Vernon, AZ 85940	Ghoert, AZ 83234
٥	Tonto Basin Water Co., Inc.	Utility Systems, LLC
9	c/o Brooke Utilities, Inc.	HC 2 Box 164-H
10	PO Box 82218	Payson, AZ 85541
10	Bakersfield, CA 93380	Vail Water Company
11	Tonto Creek Utility Co.	1010 N. Finance Center Dr., Ste 200
12	HC 2 Box 94-G	Tucson, AZ 85710
	Payson, AZ 85541	
13		Valencia Water Company Inc.
14	Tonto Hills Utility Company	21410 N. 19th Ave., Ste. 201 Phoenix, AZ 85027
	11802 E. Blue Wash Rd Cave Creek, AZ 85331	Phoenix, AZ 83027
15	Cave Crock, 112 03331	Valle Verde Water Company
16	Tonto Village Water Company, Inc.	12 Garden View Dr.
1.77	dba Tonto Village Water Company	Nogales, AZ 85621
17	PO Box 9116	Valley Pioneer's Water Company, Inc.
18	Mesa, AZ 85214	5998 W. Chino Dr.
19	Tortolita Water Co., Inc.	Golden Valley, AZ 86413
17	3567 E. Sunrise Dr., Ste 119	
20	Tucson, AZ 85718	Valley Utilities Water Co., Inc.
21	Truxton Canyon Water Company, Inc.	6808 N. Dysart Rd., Ste. 112 Glendale, AZ 85307
	2409 Ricca Dr	Glendale, AZ 65307
22	Kingman, AZ 86401	Valley View Water Company Inc.
23		10030 W. McDowell Rd., Ste. 150-402
	Tubac Water Company, Inc.	Avondale, AZ 85392
24	ATTN: John Crowley 1444 Wazee St., Ste. 350	Verde Lakes Water Corporation
25	Denver, CO 80202	2867 S. Verde Lakes Dr. #B
26		Camp Verde, AZ 86322
26	Turner Ranches Water & Sanitation, Co.	
27	PO Box 1020	Verde Santa Fe Wastewater Co, Inc.
28	Apache Junction, AZ 85217-1020	6825 E Tennessee Ave, Ste 547 Denver, CO 80224
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1	Virgin Mountain Utilities Company	Why Utility Company, Inc.
2	PO Box 668 Beaver Dam, AZ 85432	PO Box 69 Ajo, AZ 85321
3	Viva Development Corporation	Wickenburg Ranch Water, L.L.C.
4	PO Box 12863	c/o M3 Builders
5	Tucson, AZ 85732	4222 East Camelback H100 Phoenix, AZ 86018
٠.	Voyager at White Mountain Lakes Water	
6	Company, Inc. 1993 Juniper Ridge Resort	Wilhoit Water Company, Inc. PO Box 870
7	Show Low, AZ 85901	Clarkdale, AZ 85324
8	Voyager Water Company	William F. Lesko
9	8701 S. Kolb Rd	Heckethorn Water Company
10	Tucson, AZ 85706	4400 E. Button Lane
	Walden Meadows Community Co-Op	Flagstaff, AZ 86001
11	9325 Donegal Dr., Ste. A	William P. Farr
12	Wilhoit, AZ 86332	Salome Water Company
13	Walnut Creek Water Company, Inc.	P.O. Box 550 Salome, AZ 85348
	119 E. Andy Devine Ave.	
14	Kingman, AZ 86401	Willow Lakes Property Owners Assoc., Inc. PO Box 875
15	WATCO, Inc.	Benson, AZ 85602
16	PO Box 1270	
17	Show Low, AZ 85902	Willow Springs Utilities, L.L.C. 1600 E. Hanley Blvd., Ste. 128
	Water Utility of Greater Buckeye, Inc.	Oro Valley, AZ 85737
18	21410 N. 19th Ave., Ste. 201	
19	Phoenix, AZ 85027	Willow Valley Water Company, Inc. 21410 N. 19th Ave., Ste. 201
20	Water Utility of Greater Tonopah, Inc.	Phoenix, AZ 85027
21	21410 N 19th Ave., Ste. 201	Wingh acton Water Commence L. L. C.
	Phoenix, AZ 85027	Winchester Water Company, L.L.C. 7616 N. La Cholla Blvd.
22	Water Utility of Northern Scottsdale, Inc.	Tucson, AZ 85741
23	21410 N. 19th Ave., Ste. 201 Phoenix, AZ 85027	Winslow West Water Company Inc.
24	1 Hochix, 742 63627	PO Box 3339
25	White Horse Ranch Owners Association, Inc. PO Box 670	Scottsdale, AZ 85271
26	Dewey, AZ 863270660	Woodruff Utility Company, Inc. 2555 E. Camelback Rd., Ste. 700
27	White Mountain Water Company	Phoenix, AZ 85016
28	PO Box 1760 Payson, AZ 85547	

Woodruff Water Company, Inc. 1 2555 E. Camelback Rd., Ste. 700 2 Phoenix, AZ 85016 3 Woody's Enterprises, LTD dba Ho-Tye Water Company 4 580 W. Wickenburg Way Wickenburg, AZ 85390 5 6 Yarnell Water Improvement Association, Inc. PO Box 727 7 Yarnell, AZ 85362 8 Yucca Water Association, Inc. 9 PO Box 575 Yucca, AZ 86438 10 Mr. Ernest G. Johnson 11 Director, Utilities Division Arizona Corporation Commission 12 1200 West Washington 13 Phoenix, Arizona 85007 14 Mr. Christopher C. Kempley Chief Counsel 15 Arizona Corporation Commission 1200 West Washington 16 Phoenix, Arizona 85007 17 18 19 20 21 22 23 24 25 26 27

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TITLE 14. PUBLIC SERVICE CORPORATIONS; CORPORATIONS AND ASSOCIATIONS; SECURITIES REGULATIONS

CHAPTER 2. CORPORATIONS COMMISSION FIXED UTILITIES

ARTICLE 4. WATER UTILITIES

Section

R14-2-402. Certificate of Convenience and Necessity for water utilities; abandonments

ARTICLE 6. SEWER UTILITIES

Section

R14-2-602. Certificate of Convenience and Necessity for sewer utilities; additions/extensions; abandonments

ARTICLE 4. WATER UTILITIES

R14-2-402. Certificate of Convenience and Necessity for water utilities; abandonments

- **A.** For purpose of this rule, "contiguous" is defined with its common, ordinary and approved meaning: In actual close contact; touching; bounded or traversed by.
- **A.B.** Application for new Certificate of Convenience and Necessity or extension of Certificate of Convenience and Necessity
 - 1. Any person or entity who desires to construct and/or operate a water utility will, prior to commencement of construction of utility facilities, file an application for a Certificate of Convenience and Necessity with the Arizona Corporation Commission.
 - 2. Six copies of each Each application for a new Certificate of Convenience and necessity or extension of a certificate of Convenience and Necessity shall be submitted in a form and number prescribed by the Commission and shall include, at a minimum, the following information:

- a. The proper name and correct address of the proposed utility company and its owner, if a sole proprietorship, each partner if a partnership, or the President and Secretary if a corporation, managers(s) and/or members of the L.L.C. (if management is reserved to the members) if a L.L.C.
- b. A copy of the <u>applicant's</u> Articles of Partnership or Articles of Incorporation for the <u>applicant</u> and/or Bylaws if the utility is a non-profit organization or association or <u>Articles of Organization if the utility is an L.L.C.</u> for a new Certificate of <u>Convenience and Necessity or the applicant's Certificate of Good Standing for an extension.</u>
- c. The type of plant, property, or facility proposed to be constructed.
- describe the principal systems and components which meet the requirements of the health department. Final and complete engineering specifications shall be supplied when they become available (e.g. source, storage, transmission lines, distribution lines, etc.) in order to verify the costs submitted as part of R14-2-402(A)(d) and to verify that the requirements of the Commission and the Arizona Department of Environmental Quality can be met.
- d. The estimated total construction cost of the proposed off-site and on-site plant facilities, including documentation to support the estimates, and an explanation of how the construction will be financed, such as, but not limited to debt, equity, advances in aid of construction of contributions in aid of construction.

- e. The rates proposed to be charged for the service that will be rendered. The financial condition of the applicant.
- f. The estimated total cost of the proposed construction. The rates proposed to be charged for the service that will be rendered.
- g. The manner of capitalization and method of financing for the project.
- h. The financial condition of the applicant.
- from the proposed construction for the first five years of operation, including assumptions made to derive the estimates.
- j.h. The estimated starting and completion date of the proposed construction. <u>If</u> construction is to be phased, the phases shall be described in detail.
- i. A copy of any requests for service for the area under application with the requested water service provider identified.
- k.i. Maps of the proposed service area identifying:
 - The boundaries of the area under application with the total acreage noted.
 - ii. Land ownership boundaries indicating the acreage of each parcel within the area under application if the area under application is comprised of two or more parcels that are owned by different parties.
 - iii. The owner of each parcel comprising the area under application.
 - iv. The corporate limits of any city or town that cross or are within five miles of the area under application.

- v. The service territory of any public service corporation, municipality or district currently providing water or wastewater service within one mile of the area under application, the name of any such entity and type(s) of service(s) being provided.
- vi. The location of any known water service connections with the area under application.
- vii. The location of all proposed developments for the area under application.
- viii. The proposed location of all principal systems and components described in R14-2-402(A)(2)(c).
- ix. The location of all parcels for which a copy of a request for service has been provided per R14-2-402(A)(2)(i).
- k. A copy of the applicant's notice of the application to all the landowners in the area under application who did not request service.
- 1. Appropriate city, county and/or state agency approvals.
- 1. The written response to the notice from each landowner who did not request service.
- m. The estimated number of customers to be served for each of the first five years of operation, including documentation to support the estimates.
- m. If a landowner did not respond to the notice of the application, the application shall include a description of the action taken by the applicant to obtain a written response from the land owner.
- n. Appropriate city, county and/or state agency approvals.
- o. The estimated number of customers to be served for each of the first five years of operation, including documentation to support the estimates.
- p. The name of the wastewater service provider in the area under application.

- q. A description of how water will be provided for golf courses, ornamental lakes, other aesthetic water features, greenbelts, or parks within the area under application.
- r. Plans or description of water conservation measures.
- s. Backflow prevention tariff, if not already on file.
- t. Curtailment tariff, if not already on file.
- u. Physical Availability Determination, Analysis of Adequate Water Supply, or Analysis of Assured Water Supply from the Arizona Department of Water Resources or, in the alternative, the status of the application.
- v. For applications for extensions of Certificate of convenience and Necessity, the applicant shall also submit:
 - i. A current compliance status report from the Arizona Department of environmental Quality. This status report shall be dated no more than 30 days before the filing date of the application for extension.
 - ii. A water use data sheet for the existing system(s). A separate water use data sheet, identified by the Arizona Department of Environmental Quality Public Water System Identification Number, shall be submitted for each separate water system.
- 3. Upon the receipt of such application, the Commission staff of the Utilities Division shall review the application for compliance with the information requirements of this regulation; additional information, amendments and/or corrections to the application to bring the application into compliance with this regulation shall be governed by the Commission's rules of administrative and hearing requirements concerning incomplete applications.

4. Once the applicant has satisfied the information requirements of this regulation, as well as any additional information required by the staff of the Commission's Utilities Division, the Commission shall, expeditiously as reasonably practicable, schedule hearings to consider such application.

B.C. Application for discontinuance or abandonment of utility service

- 1. Any utility proposing to discontinue or abandon utility service currently in use by the public shall prior to such action obtain authority therefore from the Commission.
- 2. The utility shall include in the application, studies of past, present and prospective customer use of the subject service, plant or facility as is necessary to support the application.
- 3. An application shall not be required to remove individual facilities where a customer has requested service discontinuance.
- C.D. Additions/ or extensions of service contiguous to outside existing Certificates of Convenience and Necessity
 - 1. Each utility which proposes to extend utility service to a location parcel not within its certificated service area, but located in a non-certificated area contiguous to its certificated service area, shall prior to the extension of service, notify the Commission of such service extension. Such notifications shall be in writing and shall be verified and shall set forth, at a minimum, the number of persons or entities proposed to be served by such service extension, their location in relation to the certificated area of the utility and a statement of the utility that the service extension is to a non-certificated area parcel which is contiguous to its certificated area. Where emergency service is required to be provided to a customer in a non-certificated area contiguous to the utility certificated area the

- utility shall advise the Commission simultaneously of such extension and the written notification shall set forth the nature and extent of the emergency.
- 2. For purpose of this rule the following definition of "contiguous" is: Contiguous—Common, ordinary and approved meaning. In actual close contact; touching; bounded or traversed by.

ARTICLE 6. SEWER UTILITIES

R14-2-602. Certificate of Convenience and Necessity for sewer utilities; additions/extensions; abandonments

- A. For purpose of this rule, "contiguous" is defined with its common, ordinary and approved meaning: In actual close contact; touching; bounded or traversed by.
- **A.B.** Application for new Certificate of Convenience and Necessity or extension of Certificate of Convenience and Necessity
 - 1. Any person or entity who desires to construct and/or operate a sewer utility will, prior to commencement of construction of utility facilities, file an application for a Certificate of Convenience and Necessity with the Arizona Corporation Commission.
 - 2. Six copies of each Each application for a new Certificate of Convenience and necessity or extension of a certificate of Convenience and Necessity shall be submitted in a form and number prescribed by the Commission and shall include, at a minimum, the following information:
 - a. The proper name and correct address of the proposed utility company and its owner, if a sole proprietorship, each partner if a partnership, or the President and Secretary if

- a corporation-, or managers(s) and/or members of the L.L.C. (if management is reserved to the members) if a L.L.C;
- b. A copy of the <u>applicant's</u> Articles of Co-Partnership or Articles of Incorporation for the applicant and/or Bylaws if the utility is a non-profit organization or association, or Articles of Organization if the utility is a L.L.C. for a new Certificate of Convenience and Necessity or the applicant's Certificate of Good Standing for an extension-;
- e. The type of plant, property, or facility proposed to be constructed.
- d.c. A complete description of the facilities proposed to be constructed, including a preliminary engineering report with specifications in sufficient detail to properly describe the principal systems and components and final and complete engineering specifications when they become available (e.g., collection mains, trunk lines, lift stations, treatment plants, effluent disposal areas, etc.) in order to verify the costs submitted as part of R14-2-602(A)(2)(e) and to verify that the requirements of the Commission and the Arizona Department of Environmental Quality can be met;
- d. A copy of the Aquifer protection Permit issued by the Arizona Department of

 Environmental Quality for the proposed area or, in the alternative, the status of the

 application for the Aquifer Protection Permit;
- e. The rates proposed to be charged for the service that will be rendered because of the proposed construction. The estimated total construction cost of the proposed off-site and on-site plant facilities, including documentation to support the estimates, and an explanation of how the construction will be financed, such as, but not limited to debt, equity, advances in aid of construction or contributions in aid of construction;
- f. The estimated total cost of the proposed construction.

- g. The manner of capitalization and method of financing for the project.
- h.f. The financial condition of the applicant;
- g. The rates proposed to be charged for the service that will be rendered;
- i-h. The estimated annual operating revenues and expenses that are expected to accrue from the proposed construction for the first five years of operation, including assumptions made to derive the estimates-;
- <u>j.i.</u> The estimated starting and completion date of the proposed construction. <u>If</u> construction is to be phased, the phases shall be described in detail;
- A copy of any request for service for the area under application with the requested wastewater service provider identified;
- k. Maps of the proposed service area- identifying:
 - i. The boundaries of the area under application with the total acreage noted;
 - ii. Land ownership boundaries indicating the acreage of each parcel within the area under application if the area under application is comprised of two or more parcels that are owned by different parties;
 - iii. The owner of each parcel comprising the area under application;
 - iv. The corporate limits of any city or town that cross or are within five miles of the area under application;
 - v. The service territory of any public service corporation, municipality or district currently providing water or waste service within one mile of the area under application, the name of any such entity and the type(s) of service(s) it is providing;

- vi. The location of any known sewer service connections within the area under application;
- vii. The location of all proposed developments for the area under application;
- viii. The proposed location of all principal systems and components described in R14-2-602(A)(2)(c); and
- ix. The location of all parcels for which a copy of a request for service has been provided per R14-2-6-2(A)(2)(j).
- 1. Appropriate city, county and/or state agency approvals. A copy of the applicant's notice of the application to all the landowners in the area under application who did not request service;
- m. Estimated number of customers to be served for the first five years of operation, including documentation to support the estimates. The written response to the notice from each landowner in the area under application who did not request service;
- o. Appropriate city, county and/or state agency approvals-;
- <u>p.</u> Estimated number of customers to be served for the first five years of operation, including documentation to support the estimates.
- q. The name of the water service provider in the area under application;
- r. A description of how effluent from the area under application will be reused, or if not reused, a description of the disposition of the effluent;
- s. For applications for an extension of a Certificate of Convenience and necessity, the applicant shall also submit:

- i. A current compliance status report from the Arizona Department of

 Environmental Quality. This status report shall be dated no more than 30 days

 before the filing date of the application for extension.
- ii. A wastewater flow data sheet for the existing system(s).
- 3. Upon the receipt of such application, the Commission staff shall review the application for compliance with the information requirements of this regulation; additional information, amendments and/or corrections to the application to bring the application into compliance with this regulation shall be governed by the Commission's rules of administrative and hearing requirements concerning incomplete applications.
- 4. Once the applicant had satisfied the information requirements of this regulation, the Commission shall, as expeditiously as reasonably practicable, schedule hearings to consider such application.
- **B.C.** Additions or extensions of service contiguous to existing Certificates of Convenience and necessity. Each utility which proposes to extend utility service to a person parcel not located within its certificated service area, but located in a non-certificated area contiguous to its certificated service area, shall, prior to the extension of service, notify the Commission of such service extension. Such notification shall be in writing and shall be verified and shall set forth, at a minimum, the number of persons or entities proposed to be served by such service extension, their location in relation to the certificated area of the utility and a statement of the utility that the service extension is to a non-certificated area parcel which is contiguous to its certificated area. Where emergency service is required to be provided to a customer in a non-certificated area contiguous to the utility certificated area, the utility shall

advise the Commission simultaneously of such extension and the written notification shall set forth the nature and extent of the emergency.

- **C.D.** Application for authority to abandon, sell, lease, transfer, or otherwise dispose of a utility. Any utility proposing to sell, lease, transfer, or otherwise dispose of the utility shall, prior to such sale, lease, transfer, or other disposal, file an application for authority to do so including the following information:
 - 1. The address of the applicant.
 - 2. A description of the utility property proposed to be abandoned, sold, leased, transferred or otherwise disposed of.
 - 3. The financial condition of the applicant.
 - 4. The name of the purchaser, lessee or assignee.
 - 5. The terms and conditions of the proposed abandonment, sale, lease, or assignment and copies of any agreement which has been or will be executed concerning the same.
 - 6. The effect of the proposed transaction upon the service of the applicant.
 - 7. The method by which the proposed transaction is to be financed.
 - 8. The effect the proposed transaction will have on any other utility and, if so, in what respect.

D-E. Application for discontinuance or abandonment of utility service

1. Any utility proposing to discontinue or abandon any type of utility service currently in use by the public shall prior to such action obtain authority therefore from the Commission.

- 2. The utility shall include in the application, studies of past, present and prospective customer use of the subject service plant or facility as is necessary to support the application.
- 3. An application shall not be required to remove individual facilities where a customer has requested service discontinuance.